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Attorneys for Plaintiff  
IP LEARN, LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

IP LEARN, LLC,

## Plaintiff and Counterdefendant,

V.

SABA SOFTWARE, INC.; and DOES 1-10,

#### **Defendant and Counterclaimant.**

Case No. C 02-02634 JW (HRL)

**DECLARATION OF JON Y.  
IKEGAMI IN SUPPORT OF  
PLAINTIFF IP LEARN, LLC'S  
RESPONSE TO DEFENDANT SABA  
SOFTWARE, INC.'S  
MISCELLANEOUS  
ADMINISTRATIVE REQUEST  
REGARDING THE SCHEDULING  
OF PLAINTIFF'S AND  
DEFENDANT'S MOTIONS TO  
COMPEL AND MOTIONS FOR  
SANCTIONS**

I, Jon Y. Ikegami, declare:

1. I am an attorney duly admitted to practice before this Court, and an attorney at the law firm of Cooley Godward, LLP, attorneys herein for Plaintiff and Counterdefendant IP Learn, LLC (“IP Learn”). I have personal knowledge of the matters stated herein and if called to testify would state the following:

2. Attached hereto as Exhibit 1 is a true and correct copy of a letter from Frederick S. Chung to me dated January 15, 2003.

3. Attached hereto as Exhibit 2 is a true and correct copy of Saba's Preliminary

#### Invalidity Contentions and Related Document Disclosure.

4. Attached hereto as Exhibit 3 is a true and correct copy of Saba's Proposed Claim Terms and Claim Elements for Construction.

5. Attached hereto as Exhibit 4 is a true and correct copy of Saba's Opening Brief On The Initial Claim Construction Of IP Learn's Patents.

6. Attached hereto as Exhibit 5 is a true and correct copy of a letter from Frederick S. Chung to me dated January 23, 2003.

7. Attached hereto as Exhibit 6 is a true and correct copy of Plaintiff IP Learn, LLC's Notice of Motion and Motion to Compel Answers to Interrogatories, dated January 27, 2003.

8. Attached hereto as Exhibit 7 is a true and correct copy of a letter from me to Frederick S. Chung dated January 30, 2003.

9. Attached hereto as Exhibit 8 is a true and correct copy of a letter from me to Frederick S. Chung dated January 31, 2003.

10. Attached hereto as Exhibit 9 is a true and correct copy of a letter from me to  
Frederick S. Chung dated February 4, 2003

11. Attached hereto as Exhibit 10 is a true and correct copy of a letter from Frederick S. Chung to me dated February 4, 2003.

12. Attached hereto as Exhibit 11 is a true and correct copy of a letter from me to  
Frederick S. Chung dated February 6, 2003.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 6<sup>th</sup> day of February, 2003, at Palo Alto, California.

s/ Jon Y. Ikegami  
Jon Y. Ikegami